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PATENT  
Application No. 10/736,614

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Lehman

**Application No.** 10/736,614

**Filed:** December 17, 2003

**Confirmation No.** 4077

**For:** ZOYSIAGRASS PLANT NAMED 'BM230'

**Examiner:** Annette H. Para

**Art Unit:** 1661

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Applicant *Virginia Lehman*

Date Mailed September 28, 2005

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed for filing in the application referenced above are the following:

- ☒ Enclosed is a response to the Notice of Non-Complaint Amendment dated September 6, 2005.
- ☒ Enclosed is a "Clean" version of the amended application.
- ☒ Enclosed is a "Marked Up" version of the amended application.
- ☒ No additional fee is required.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

*Virginia Lehman*  
Virginia G. Lehman, Applicant

Harvest Moon LLC  
811 Mountain River Dr.  
Lebanon, OR 97355



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**Application No.** 10/736,614

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Applicant Virginia Lehman

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**RESPONSE**

This responds to the Notice of Non-Compliant Amendment dated September 6, 2005. Enclosed is a clean specification and marked up specification showing the amendments made in the Amendment previously filed on December 17, 2003.

Please substitute the enclosed amended specification for the specification originally filed.

Applicant believes the application is now in condition for allowance, and such is respectfully requested.

Respectfully submitted,

Virginia G. Lehman, Applicant

Harvest Moon LLC  
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Lebanon, OR 97355